



**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Issued by the Department of Transportation on February 26, 2003

NOTICE OF ACTION TAKEN -- DOCKET OST 1999-5708

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: ABACO AIR LTD.

Date Filed: January 15, 2003

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to continue to conduct charter foreign air transportation of persons, property and mail between the Bahamas and Florida, using small equipment.

If renewal, date and citation of last action: March 1, 2002, in this Docket.

Applicant representative: Denise D. Kelly, 242-367-2266 DOT analyst: Allen F. Brown, 202-366-2405

Responsive pleadings: None.

DISPOSITION

Action: Approved.

Action date: February 26, 2003

Effective dates of authority granted: February 26, 2003, through March 1, 2004.

Basis for approval (bilateral agreement/reciprocity): Reciprocity with the Bahamas

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated: Standard exemption conditions.

Special conditions/Remarks: In the conduct of the authorized operations, the applicant may use only small aircraft; that is, aircraft designed to have a maximum passenger capacity of not more than 60 seats or a maximum payload capacity of not more than 18,000 pounds.

Action taken by: Paul L. Gretch, Director, Office of International Aviation

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) grant of the authority was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion. Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

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http://dms.dot.gov/reports/reports_aviation.asp*